



Journal of the Senate

State of Indiana

115th General Assembly

First Regular Session

Twelfth Meeting Day

Tuesday Afternoon

January 30, 2007

The Senate convened at 1:34 p.m., with the President of the Senate, Rebecca S. Skillman, in the Chair.

WYSS, Chair

Prayer was offered by Senator Patricia L. Miller.

The Pledge of Allegiance to the Flag was led by the President of the Senate.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Long
Becker	Lubbers
Boots	Meeks
Bowser	Merritt
Bray	Miller
Breaux	Mishler
Broden	Mrvan
Deig	Nugent
Delph	Paul
Dillon	Riegsecker
Drozda	Rogers
Errington	Simpson
Ford	Sipes
Gard	Skinner <input checked="" type="checkbox"/>
Heinold	Smith
Hershman	Steele
Howard	Tallian
Hume	Walker
Jackman	Waltz
Kenley	Waterman
Kruse	Weatherwax
Lanane	Wyss
Landske	Young, M.
Lawson	Young, R.
Lewis	Zakas

Roll Call 35: present 49; excused 1. [Note: A ☒ indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Concurrent Resolution 4, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution do pass.

Committee Vote: Yeas 10, Nays 0.

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Bill 105, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Bill 220, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Bill 314, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 11, Nays 0.

WYSS, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill 416, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

KENLEY, Chair

Report adopted.

SENATE MOTION

Madam President: I move that Engrossed Senate Bill 94, which is eligible for third reading, be returned to second reading for purposes of amendment.

LANDSKE

Motion prevailed.

SENATE BILLS ON SECOND READING

Senate Bill 4

Senator Miller called up Senate Bill 4 for second reading. The bill was read a second time by title.

SENATE MOTION
(Amendment 4–1)

Madam President: I move that Senate Bill 4 be amended to read as follows:

Page 2, line 21, after "attendance." insert "**Recommendations from the commission must receive the support of a majority of the voting members of the commission.**".

(Reference is to SB 4 as printed January 26, 2007.)

MILLER

Motion prevailed. The bill was ordered engrossed.

Senate Bill 229

Senator Simpson called up Senate Bill 229 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

ENGROSSED SENATE BILLS
ON THIRD READING

Engrossed Senate Bill 122

Senator Drozda called up Engrossed Senate Bill 122 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 36: yeas 48, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Lawson and Koch.

Engrossed Senate Bill 123

Senator Drozda called up Engrossed Senate Bill 123 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 37: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Stevenson, Buck, and Wolkins.

Engrossed Senate Bill 190

Senator Drozda called up Engrossed Senate Bill 190 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 38: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Crooks, Denbo, Burton, and Walorski.

Engrossed Senate Bill 198

Senator Miller called up Engrossed Senate Bill 198 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 39: yeas 48, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives C. Brown and T. Brown.

Engrossed Senate Bill 224

Senator Miller called up Engrossed Senate Bill 224 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 40: yeas 48, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives C. Brown and T. Brown.

Engrossed Senate Bill 254

Senator Becker called up Engrossed Senate Bill 254 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its

passage. The question was, Shall the bill pass?

Roll Call 41: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Van Haaften and Crouch.

Engrossed Senate Bill 262

Senator Kenley called up Engrossed Senate Bill 262 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 42: yeas 32, nays 17. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Welch and Behning.

Engrossed Senate Bill 267

Senator Bray called up Engrossed Senate Bill 267 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 43: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Van Haaften.

Engrossed Senate Bill 316

Senator Miller called up Engrossed Senate Bill 316 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 44: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives C. Brown, T. Brown, and Welch.

Engrossed Senate Bill 342

Senator Ford called up Engrossed Senate Bill 342 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 45: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Reske.

Engrossed Senate Bill 345

Senator Lubbers called up Engrossed Senate Bill 345 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 46: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsor: Representative Cheney.

Engrossed Senate Bill 346

Senator Bray called up Engrossed Senate Bill 346 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 47: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Porter and Elrod.

Engrossed Senate Bill 347

Senator Bray called up Engrossed Senate Bill 347 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 48: yeas 49, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Porter and Elrod.

Engrossed Senate Bill 351

Senator Steele called up Engrossed Senate Bill 351 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning

civil procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 49: yeas 46, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill. House sponsors: Representatives Oxley and Koch.

SENATE MOTION

Madam President: I move that Senator Nugent be added as coauthor of Senate Concurrent Resolution 4.

PAUL

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Becker be added as coauthor of Engrossed Senate Bill 122.

DROZDA

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as coauthor of Senate Bill 512.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Landske be added as coauthor of Engrossed Senate Bill 190.

DROZDA

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Zakas be added as coauthor of Engrossed Senate Bill 190.

DROZDA

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lubbers be added as coauthor of Senate Bill 99.

ALTING

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Delph be added as second author of Senate Concurrent Resolution 4.

PAUL

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Broden be added as third author of Senate Bill 337.

RIEGSECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as second author and Senator Landske be added as coauthor of Senate Bill 337.

RIEGSECKER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators M. Young, Zakas, Lanane, and Drozda be added as coauthors of Senate Bill 42.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Dillon be added as coauthor of Senate Bill 441.

DELPH

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Drozda and M. Young be added as coauthors of Senate Bill 283.

LUBBERS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Errington be added as second author of Senate Bill 114.

GARD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lewis be added as coauthor of Engrossed Senate Bill 190.

DROZDA

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Dillon be added as second author of Senate Bill 502.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Dillon be added as second author of Senate Bill 287.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Dillon be added as second author of Senate Bill 500.

KENLEY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Errington be removed as second author of Senate Bill 544.

ERRINGTON

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Becker be added as second author and Senator Errington be added as coauthor of Senate Bill 544.

HUME

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kenley be added as second author of Senate Bill 416.

R. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Meeks be added as coauthor of Senate Bill 246.

MRVAN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Landske be added as coauthor of Engrossed Senate Bill 342.

FORD

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Thursday, February 1, 2007.

LONG

Motion prevailed.

The Senate adjourned at 2:57 p.m.

MARY C. MENDEL
Secretary of the Senate

REBECCA S. SKILLMAN
President of the Senate